

#11

PATENT

Docket No. 449122031700

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Umesh BHAVSAR

Serial No.: 09/581,046

Filing Date: June 8, 2000

For: SWITCHED CONECTION SYSTM  
WITH ACCESS TO ITS OWN  
RESOURCES VIA THE INTERNET

Examiner: B. Jaroenchonwanit

Group Art Unit: 2143

## PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

DEC 24 2003

Technology Center 2100

Sir:

Applicant requests withdrawal of abandonment for the above-referenced application.

Nature of abandonment:

- ☒ The undersigned has noted that the above-referenced application is being forwarded to the Abandoned Files because of Applicant's failure to timely pay the required response fee within statutory period of three months from the mailing date of the Office Action dated May 9, 2003.

A copy of the RCE Transmittal, fee transmittal, extension of time transmittal, substitute specification, marked-up specifications, and stamped return postcard dated November 10, 2003 is attached hereto evidencing that the response was properly filed on November 10, 2003.

Applicant respectfully requests that abandonment of this application be withdrawn.

In the event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any

Docket No. 449122031700  
U.S. Serial No. 09/581,046

required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 449122031700.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Dated: December 22, 2003

Respectfully submitted,

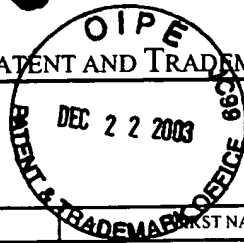
By: 

Kevin R. Spivak  
Registration No. 43,148

Morrison & Foerster LLP  
1650 Tysons Boulevard - Suite 300  
McLean, Virginia 22102  
Telephone: (703) 760-7762  
Facsimile: (703) 760-7777



UNITED STATES PATENT AND TRADEMARK OFFICE



44912-20317.00

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/581,046	06/08/2000	UMESH BHAVSAR	P00.1068	2462

7590 12/03/2003

KEVIN R. SPIVAK  
MORRISON & FOERSTER LLP  
2000 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, DC 20006-1888

EXAMINER

JAROENCHONWANIT, BUNJOB

ART UNIT	PAPER NUMBER
----------	--------------

2143

DATE MAILED: 12/03/2003

10

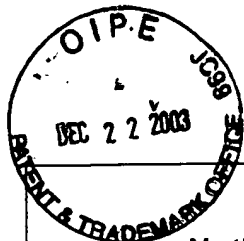
DEC 05 2003

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED

DEC 24 2003

Technology Center 2100



# Notice of Abandonment

Application No.

09/581,046

Examiner

Bunjob Jaroenchonwanit

Applicant(s)

BHAVSAR, UMESH

Art Unit

2143

RECEIVED

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

DEC 24 2003

This application is abandoned in view of:

Technology Center 2100

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 06 May 2003.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:
  1. The request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e) and a submission, filed on 11/10/03. The submission, however, is untimely and non-compliance, because at the time of filing RCE the application is not closed (see MPEP 706.07(h)). Further, no reply has been filed in response to the Non-final Office Action. Applicant is advised to remedy the situation by filing a revival petition.

  
BUNJOB JAROENCHONWANIT  
PRIMARY EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



RECEIVED

DEC 24 2003

Technology Center 2100

Attorney Docket: 44912-20317.00

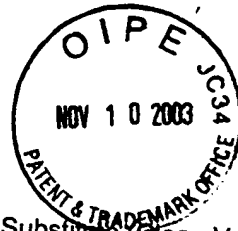
USSN: 09/581,046

Inventor(s): Umesh BHAVSAR

Filing Date: June 8, 2000

Title: SWITCHED CONNECTION SYSTEM WITH ACCESS TO ITS OWN  
RESOURCES VIA THE INTERNET

TODAY'S DATE: November 10, 2003



Papers enclosed: 1. RCE Transmittal  
2. Petition for Extension  
3. Fee Transmittal  
4. Specifications: Marked-Up and Substitute (Clean Version)  
5. *Amendment*

RECEIVED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prepared by: KRS/jxr11

Delivery: VIA Courier